

<p style="text-align: right;">Page 1</p> <p>1 IN THE UNITED STATES DISTRICT COURT 2 NORTHERN DISTRICT OF ILLINOIS 3 EASTERN DIVISION 4 SEC,) 5) 6 Plaintiff,) 7) 8 vs.)No. 18-cv-5587 9) 10 EQUITYBUILD, INC., et al.,) 11) 12 Defendants.) 13 14 The virtual deposition of RANDALL PONG, 15 taken pursuant to subpoena in accordance with the 16 Federal Rules of Civil Procedure of the United 17 States District Courts pertaining to the taking of 18 depositions, taken before PEGGY CURRAN, CSR, CRR, 19 RPR, CSR License No. 084-002016, a notary public 20 within and for the County of DuPage and State of 21 Illinois, taken on Tuesday, October 26, 2021, 22 commencing at the hour of 4:00 p.m. 23 24</p>	<p style="text-align: right;">Page 3</p> <p>1 APPEARANCES: (all appearing virtually) 2 Mr. Michael Kurtz 3 Kurtz & Angenlicht 4 123 West Madison Street 5 Suite 700 6 Chiago, Illinois 60602 7 312.265.0106 8 mkurtz@kalawchicago.com 9 on behalf of 1839 Fund I, LLC. 10 11 Also Present: (all appearing virtually) 12 Mrs. Pong 13 Ms. Judith Ferrara 14 Mr. Robert Jennings 15 16 17 18 19 20 21 22 23 24</p>
<p style="text-align: right;">Page 2</p> <p>1 APPEARANCES: (all appearing virtually) 2 Mr. Benjamin Hanauer 3 Ms. Alyssa A. Qualls 4 U.S. Securities and Exchange 5 Commission 6 175 West Jackson Boulevard 7 Suite 1450 8 Chicago, Illinois 60604 9 312.886.2542 10 hanauerb@sec.gov 11 quallsa@sec.gov 12 on behalf of U.S. Securities & 13 Exchange Commission; 14 15 Ms. Jodi Rosen Wine 16 Rachlis Duff & Peel, LLC. 17 542 South Dearborn 18 Suite 900 19 Chicago, Illinois 60605 20 312.275.5108 21 on behalf of Kevin B. Duff, Federal 22 Equity Receiver for the Estate of 23 EquityBuild, Inc., etc. 24 Mr. Kevin Connor Dykema 10 South Wacker Drive Suite 2300 Chicago, Illinois 60606 312.627.8322. kconnor@dykema.com on behalf of BC57; Mr. Max A. Stein Boodell & Domanskis 1 North Franklin Suite 1200 Chicago, Illinois 60606 312.938.4070 mstein@boodlaw.com on behalf of certain investors; 23 24</p>	<p style="text-align: right;">Page 4</p> <p>1 I N D E X 2 WITNESS PAGE 3 RANDALL PONG 4 EXAMINATION 5 By Mr. Connor 5 6 EXAMINATION 7 By Mr. Hanauer 19 8 EXAMINATION 9 By Ms. Wine 21 10 FURTHER EXAMINATION 11 By Mr. Connor 23 12 PONG DEPOSITION EXHIBITS FOR ID 13 No. 1 14 14 15 16 17 18 19 20 21 22 23 24</p>

<p style="text-align: right;">Page 5</p> <p>1 (Driver's license shown.)</p> <p>2 MR. CONNOR: Good afternoon, Mr. Pong. Thank</p> <p>3 you for giving us your time. My name is Kevin</p> <p>4 Connor. I am an attorney for one of the investors</p> <p>5 in this case, BC57. I will be leading this</p> <p>6 deposition today.</p> <p>7 We also have some of the other attorneys</p> <p>8 representing other parties on the Zoom call as</p> <p>9 well.</p> <p>10 For those of you other than Mr. Pong who</p> <p>11 are listening, other investors, this deposition is</p> <p>12 only asking questions of Mr. Pong. So certainly as</p> <p>13 investors, you are free and welcome to listen in,</p> <p>14 but we are just asking questions of Mr. Pong this</p> <p>15 afternoon.</p> <p>16 Please swear in the witness.</p> <p>17 (Witness virtually duly sworn.)</p> <p>18 THE WITNESS: I have my wife with me and she</p> <p>19 knows about the financials. She is right here.</p> <p>20 MR. CONNOR: I am going to ask that you give</p> <p>21 me the answers to the best of your knowledge,</p> <p>22 Mr. Pong.</p> <p>23 MRS. PONG: Is it okay if he asks me questions</p> <p>24 though?</p>	<p style="text-align: right;">Page 7</p> <p>1 the court reporter doesn't have to take down two</p> <p>2 people talking at once.</p> <p>3 A (Nodding head.)</p> <p>4 Q Additionally, I saw you nod your head.</p> <p>5 We need to get everything down on the record, so</p> <p>6 please make sure all your answers are verbal. If</p> <p>7 you shake your head or something, the court</p> <p>8 reporter is not going to be able to take that down.</p> <p>9 So a clear yes or no would be very helpful.</p> <p>10 If there is a question that I ask and</p> <p>11 you answer it, I am going to assume that you</p> <p>12 understood.</p> <p>13 So if there is something you don't</p> <p>14 understand or you would like to clarify, you are</p> <p>15 very welcome to let me know that and I will try to</p> <p>16 find a way to ask it more clearly or rephrase.</p> <p>17 Finally, you are welcome to take breaks</p> <p>18 if you need one. I only ask that if there is a</p> <p>19 question pending before you, that you answer the</p> <p>20 question before we take a break. But if you need</p> <p>21 to take a water break or make a phone call or</p> <p>22 anything like that, that's perfectly fine. Just</p> <p>23 let me know.</p> <p>24 Does that all sound clear enough?</p>
<p style="text-align: right;">Page 6</p> <p>1 THE WITNESS: I may have to. She is the one</p> <p>2 who did all the paperwork and the choice of</p> <p>3 investments. She just used my money.</p> <p>4 MR. CONNOR: It's just important that the</p> <p>5 answers -- if you need to refresh your memory,</p> <p>6 that's fine. If you have no idea and you are just</p> <p>7 repeating, I prefer that you not do that.</p> <p>8 THE WITNESS: Okay.</p> <p>9 RANDALL PONG,</p> <p>10 called as a witness herein, having been first</p> <p>11 virtually duly sworn, was examined and testified as</p> <p>12 follows:</p> <p>13 EXAMINATION</p> <p>14 By Mr. Connor:</p> <p>15 Q Just before we begin, I would like to</p> <p>16 lay out a few ground rules so that we can do this</p> <p>17 as efficiently as possible.</p> <p>18 First, as you see we do have a court</p> <p>19 reporter taking down what everyone says today. To</p> <p>20 that end, if you feel like you know what my</p> <p>21 question is asking and you feel like you are going</p> <p>22 to start to answer, I am just going to ask that you</p> <p>23 please wait until I finish talking before you begin</p> <p>24 and I will wait until you finish talking. This way</p>	<p style="text-align: right;">Page 8</p> <p>1 A Yes. I have one question though. Why</p> <p>2 am I deposed?</p> <p>3 Q Sure. You are being deposed as one of</p> <p>4 the investors in the 7752 South Muskegon property.</p> <p>5 The Court has authorized us to depose, or the</p> <p>6 parties, to depose up to three investors per</p> <p>7 property. So you were chosen simply because at</p> <p>8 least among my client's records, we don't have your</p> <p>9 note, mortgage and servicing agreement. So I just</p> <p>10 wanted to ask you some questions about your</p> <p>11 experience with EquityBuild to kind of fill in some</p> <p>12 gaps for us.</p> <p>13 A All right.</p> <p>14 Q First question. Mr. Pong, have you ever</p> <p>15 been deposed before?</p> <p>16 A No.</p> <p>17 Q Okay. Would you mind telling me a</p> <p>18 little bit about your background. Did you attend</p> <p>19 college?</p> <p>20 A Yes.</p> <p>21 Q Can you tell me where?</p> <p>22 A University of Hawaii.</p> <p>23 Q Hawaii. Okay. And what was your degree</p> <p>24 in?</p>

<p style="text-align: right;">Page 9</p> <p>1 A Industrial education.</p> <p>2 Q Industrial education. Okay. And what</p> <p>3 is your current employment?</p> <p>4 A Retired.</p> <p>5 Q You are retired. Before you were</p> <p>6 retired, what was your employment?</p> <p>7 A Technology coordinator.</p> <p>8 Q How long did you hold that position?</p> <p>9 A 15 years.</p> <p>10 Q All right. Other than -- forgive me if</p> <p>11 I casually mention the loan. I am referring</p> <p>12 specifically to your EquityBuild loan for the</p> <p>13 7752 South Muskegon property, just as we go through</p> <p>14 this. I will try to always make that clear.</p> <p>15 Other than that loan, do you have any</p> <p>16 other experience with real estate investments?</p> <p>17 A Just personal property. We have been</p> <p>18 buying and selling. Personal. And my wife is</p> <p>19 involved with flipping properties too.</p> <p>20 Q I am sorry. Please finish?</p> <p>21 A Rentals in Missouri and Indianapolis.</p> <p>22 Q Got it. When you say rentals, those are</p> <p>23 properties that you own and rent out?</p> <p>24 A That I own, yes. In my retirement</p>	<p style="text-align: right;">Page 11</p> <p>1 turn your attention to the Muskegon investment.</p> <p>2 Can you tell me, when did you first get involved</p> <p>3 with EquityBuild?</p> <p>4 I guess let me start before that. Was</p> <p>5 Muskegon your first investment with EquityBuild?</p> <p>6 A Personally, I think it's my first.</p> <p>7 Yes.</p> <p>8 Q I am sorry, I didn't mean to interrupt.</p> <p>9 Please continue.</p> <p>10 A It's not my decision, it's my wife</p> <p>11 recommended that I do it. So I just followed her</p> <p>12 instructions.</p> <p>13 Q All right. I understand.</p> <p>14 I just want to repeat, I understand it</p> <p>15 sounds like your wife knows a lot about this. You</p> <p>16 are the person testifying under oath, so resist the</p> <p>17 temptation to just turn to her. We would love to</p> <p>18 know what your experience was.</p> <p>19 So it was at your wife's direction. Do</p> <p>20 you happen to know how you and your wife first</p> <p>21 discovered EquityBuild? Did they reach out to you,</p> <p>22 did someone refer you to them?</p> <p>23 A I don't know how she got referred, but</p> <p>24 my guess is she listens to a lot of those online</p>
<p style="text-align: right;">Page 10</p> <p>1 fund.</p> <p>2 Q Right. Okay. So those other</p> <p>3 investments, are those investments that you manage</p> <p>4 yourself or do you have other companies in the vein</p> <p>5 of EquityBuild who help you with those</p> <p>6 investments?</p> <p>7 A Not EquityBuild. I have another company</p> <p>8 that is helping me manage. And I just pay them a</p> <p>9 monthly fee.</p> <p>10 Q Okay. What is the name of that</p> <p>11 company?</p> <p>12 A Alpine.</p> <p>13 Q Alpine. Like skiing?</p> <p>14 A Yes, like mountain.</p> <p>15 Q Okay. Thank you very much.</p> <p>16 How long have you been involved -- when</p> <p>17 did you start investing in real estate?</p> <p>18 A Well, going way back, when we were in</p> <p>19 college, we had two -- one condominium, we were</p> <p>20 renting, and that was when we were in college.</p> <p>21 Since that, we have just bought and</p> <p>22 sold, until we got to our home that we are living</p> <p>23 in now.</p> <p>24 Q Great. Thank you. I would like to now</p>	<p style="text-align: right;">Page 12</p> <p>1 seminars. It might have come by one of those.</p> <p>2 That's my speculation without turning to</p> <p>3 her and asking.</p> <p>4 Q I appreciate that. I know it's tempting</p> <p>5 right there.</p> <p>6 Who did you first contact at</p> <p>7 EquityBuild?</p> <p>8 A I did not talk to anyone from</p> <p>9 EquityBuild personally.</p> <p>10 Q Okay. Did your wife?</p> <p>11 A Yes.</p> <p>12 Q So you wouldn't happen to know. Does</p> <p>13 the name Sean Cohen mean anything to you?</p> <p>14 A She told me after the fact. I Googled</p> <p>15 him and found out the bad news.</p> <p>16 Q When you say after the fact, that is</p> <p>17 after everything fell apart with the loan?</p> <p>18 A Yes.</p> <p>19 MR. HANAUER: Excuse me. Objection.</p> <p>20 Kevin, you are questioning a pro se</p> <p>21 witness about communications with his spouse. Are</p> <p>22 you sure that's appropriate?</p> <p>23 MR. CONNOR: Fair enough point. I will</p> <p>24 rephrase my questions. Certainly I had no ill</p>

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1 intent there. Thank you for pointing that out.
 2 By Mr. Connor:
 3 Q The last question I think was does Sean
 4 Cohen mean anything to you. Your answer was that
 5 you Googled him after things fell apart with the
 6 loan?
 7 A Yes.
 8 Q Okay. Do you recall signing any
 9 documentation with EquityBuild?
 10 A Probably with my wife I did some
 11 probably online signing of documents.
 12 Q Okay. Do you recall -- you mentioned
 13 online. Did the name Docusign mean anything to
 14 you?
 15 A Yes. That's what she uses to sign.
 16 Q Okay. Do you recall whether that's what
 17 you used in this instance in signing the loan
 18 documents?
 19 A I don't recall, but I only recall using
 20 Docusign. I don't recall any other type of
 21 signing.
 22 Q Okay. Mr. Pong, did you submit
 23 documents in relation to this case in support of
 24 your claim?

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1 A I did not submit it, my wife did it for
 2 me.
 3 Q Okay. Do you know without consulting
 4 your wife what documents she submitted?
 5 A No.
 6 (A document was marked as Pong
 7 Deposition Exhibit No. 1 for
 8 identification.)
 9 By Mr. Connor:
 10 Q Okay. I am going to show you a document
 11 now. I am going to share my screen in just a
 12 moment.
 13 Mr. Pong, do you see the document before
 14 you?
 15 A I see a document.
 16 Q It says commercial flat rate promissory
 17 note.
 18 A Uh-huh.
 19 Q Does this document look at all familiar
 20 to you?
 21 A No.
 22 Q I will scroll.
 23 A My wife was doing all the fine details
 24 on this. She just said sign here.

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1 Q Okay. So you did not personally review
 2 any of the documents related to this loan?
 3 A No. She did.
 4 Q Okay. I want to stop sharing my screen
 5 now. We will mark that Exhibit 1.
 6 And the document, for the rest of the
 7 parties, that's the EBF sample note.
 8 Do you know, Mr. Pong, who was supposed
 9 to communicate with you on EquityBuild's behalf
 10 about this loan?
 11 A I don't know the person. But my wife
 12 was in communication.
 13 Q All right. Could you tell me your
 14 understanding of the loan generally, how much you
 15 invested, what you expected to get back, how you
 16 expected to be paid?
 17 A Okay. I recall that totally I had given
 18 her access to 70,000 from my retirement fund to
 19 invest in properties. And she showed me some
 20 image, Google pictures of these apartment
 21 buildings. And my understanding was we were
 22 funding the rehab and that we are getting, at some
 23 point, 15 percent interest. And that at completion
 24 of the rehab, we get the 15 percent interest. And

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1 that's the finances that I understood.
 2 Q Got it. Okay. Do you have any idea of
 3 the timeline of this loan, how often you would be
 4 paid, when the loan would mature?
 5 A I think there are different timelines.
 6 I kind of recall there is some shorter ones, some
 7 longer ones. Some were like six to nine months and
 8 some were like a year. I'm not sure.
 9 Q Okay.
 10 A But they weren't for long terms.
 11 Q Mr. Pong, does the name EquityBuild
 12 Finance mean anything to you?
 13 A Not until my wife mentioned it many
 14 times.
 15 Q As you sit here today, do you have an
 16 understanding of who EquityBuild Finance is or what
 17 their relationship to this loan is?
 18 A Do I understand what the company is?
 19 Q Yes.
 20 A Yeah. My understanding is the company
 21 was going to be responsible for the purchase and
 22 rehab of the apartments, and responsible for the
 23 sale, and the distribution of our interest at the
 24 end.

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1 Q Okay. Is that -- so there are two
 2 different companies, EquityBuild and EquityBuild
 3 Finance. I am trying to think of how I would
 4 phrase this.
 5 What you just described to me, is there
 6 a difference in your mind between EquityBuild and
 7 EquityBuild Finance?
 8 A For me, I don't know. My wife would
 9 though.
 10 Q All right. Mr. Pong, are you familiar
 11 with the term prepayment as it relates to a
 12 mortgage?
 13 A No.
 14 Q Okay. Are you familiar with the term
 15 release as it relates to a mortgage?
 16 A No.
 17 Q No. Okay. Mr. Pong, did you ever
 18 receive a notice that somebody wanted to payoff the
 19 loan in which you had invested?
 20 A No, not that I recall any.
 21 Q Okay. Do you understand that
 22 EquityBuild Finance accepted a payoff amount from
 23 someone -- excuse me. Let me back up. I got ahead
 24 of myself.

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1 Are you familiar with the term payoff?
 2 A Not in this sense.
 3 Q So a payoff is when the whole amount of
 4 the loan is due and then someone makes the whole
 5 payment to early pay off the loan.
 6 Do you understand as you sit here that
 7 EquityBuild accepted a payoff amount from someone
 8 to purportedly pay off the loan?
 9 A You mean another third party.
 10 Q Correct.
 11 A And they are buying my property and I
 12 didn't know about it? That could have been.
 13 Q Do you understand that EquityBuild has
 14 released the mortgage relating to your loan?
 15 A No.
 16 Q Okay. Did anyone ever discuss the term
 17 rollover with you?
 18 A I believe that on this Praxton was
 19 rolled over to Muskegon.
 20 Q Another investment rolled over into
 21 Muskegon?
 22 A Yes.
 23 Q Did anyone ever discuss rolling over
 24 Muskegon into another investment with you?

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1 A No, not that I seen in any records that
 2 my wife showed me at all.
 3 Q Are you familiar with the term payoff
 4 demand?
 5 A No.
 6 MR. CONNOR: Okay. All right. Well, those
 7 are all the questions I have for you, Mr. Pong. I
 8 don't know if anyone else, some of the other
 9 lawyers may have some questions.
 10 EXAMINATION
 11 By Mr. Hanauer:
 12 Q It's probably good morning for you,
 13 Mr. Pong, right?
 14 A Yes. It's still 11:00. Yes.
 15 Q I thought so. Good morning, Mr. Pong.
 16 My name is Ben Hanauer. I am an attorney with the
 17 Securities and Exchange Commission, which is the
 18 plaintiff in this lawsuit.
 19 So you invested a total of \$70,000 with
 20 EquityBuild?
 21 A That's what I recall that my wife was
 22 asking to utilize for these accounts.
 23 Q And how much money does EquityBuild
 24 still owe you?

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1 A It should be total claim of \$60,568 and
 2 change.
 3 Q The reason that that number is less than
 4 70,000 is because you got some interest payments?
 5 A Well, there was an interest payment of
 6 \$10,668 and change.
 7 Q Besides those interest payments, was
 8 your capital investment ever returned?
 9 A Not that I recall.
 10 Q And when you invested with EquityBuild,
 11 did you understand that your investments were
 12 secured by a mortgage or mortgages?
 13 A What I believed is that we had owned the
 14 property and that was our out in the sense that if
 15 something did go wrong on the rehab, the property
 16 still would be turned over to the investors, which
 17 is me. So that's what my understanding was.
 18 Q And did you ever authorize anybody to
 19 sell those properties you invested in without your
 20 consent?
 21 A I don't recall anyone asking about the
 22 sale of the property, especially if the funds
 23 didn't come to us, which is my account.
 24 Q Would you have allowed anyone to sell

<p style="text-align: right;">Page 21</p> <p>1 the property you invested in if you knew you 2 wouldn't get paid for it?</p> <p>3 A I wouldn't allow them to sell it if I'm 4 not getting a penny back, yes.</p> <p>5 MR. HANAUER: No further questions. Thank you 6 very much, Mr. Pong.</p> <p>7 EXAMINATION</p> <p>8 By Ms. Wine:</p> <p>9 Q Mr. Pong, hi. My name is Jodi Wine and 10 I represent Kevin Duff, who is the receiver in this 11 action. Just a couple questions.</p> <p>12 The answers to discovery that you 13 submitted said that your investment was 14 \$8,632 in this property, plus another \$75.</p> <p>15 A I don't know the exact amounts, yes.</p> <p>16 Q Do you know what that \$75 was for?</p> <p>17 A No, not at all.</p> <p>18 Q You just testified, I believe, that you 19 received \$1,035.81 interest?</p> <p>20 A The interest was \$10,668.64. That went 21 into my iPlan, which is my retirement fund.</p> <p>22 Q That \$10,000 was for your investment in 23 all the properties, correct?</p> <p>24 A It's flagged as interest. So whether</p>	<p style="text-align: right;">Page 23</p> <p>1 Q Okay. And other than lending money to 2 EquityBuild, do you have any relationship with 3 anyone at EquityBuild?</p> <p>4 A No, I don't.</p> <p>5 Q Any other business relationship?</p> <p>6 A No business relationship.</p> <p>7 MS. WINE: Okay. I have nothing further.</p> <p>8 MR. CONNOR: I have just a couple follow-ups.</p> <p>9 FURTHER EXAMINATION</p> <p>10 By Mr. Connor:</p> <p>11 Q Mr. Pong, you mentioned iPlan.</p> <p>12 A Yes.</p> <p>13 Q So your loan was administrated through 14 iPlan; is that correct?</p> <p>15 A That's my retirement fund.</p> <p>16 Q So did you communicate with anyone at 17 iPlan about this loan?</p> <p>18 A I don't recall doing it, but my wife was 19 handling that. Whether she actually told iPlan 20 where the money was coming from or what, I don't 21 know.</p> <p>22 Q Okay. Do you recall receiving any 23 correspondence from iPlan about this loan?</p> <p>24 A No. It would go to her.</p>
<p style="text-align: right;">Page 22</p> <p>1 it's all the properties. Because after Praxton 2 distributed to four of them, I have no idea what 3 went where. Four different names as far as I'm 4 concerned.</p> <p>5 Q So the interest that you put in the 6 verified answers to your discovery request, that 7 would be the amount that was interest from the 8 Muskegon investment, correct?</p> <p>9 A I don't understand the question.</p> <p>10 Q Okay. Sorry.</p> <p>11 Do you remember submitting this summer 12 some answers to questions, written questions?</p> <p>13 A On the answering of written questions, 14 it was probably my wife that answered the question.</p> <p>15 But for my records, when I looked at it, 16 Praxton had rolled over \$8,632 in like '17.</p> <p>17 Q Okay. In 2017?</p> <p>18 A 7/20/17, yes.</p> <p>19 Q July 20 of 2017?</p> <p>20 A Yes.</p> <p>21 Q Okay. Thank you.</p> <p>22 Did you receive any other amounts than 23 the interest payments for this property?</p> <p>24 A No, I didn't.</p>	<p style="text-align: right;">Page 24</p> <p>1 Q Okay. And finally -- forgive me, I 2 might have asked this already, but I didn't mark it 3 down.</p> <p>4 When you submitted your documents for 5 this case, did you submit a mortgage document?</p> <p>6 A My wife would have submitted all the 7 documents. And she handles all the paperwork.</p> <p>8 Q Okay.</p> <p>9 A So she followed all the instructions I'm 10 sure she got at that time when the claim was being 11 made and everything.</p> <p>12 Q Okay. But you don't know as you sit 13 here exactly what was included in that 14 submission?</p> <p>15 A No. You have to check with her because 16 she is the one who did it.</p> <p>17 Q Okay.</p> <p>18 A I am hands off on this investment. Yes. 19 Sorry.</p> <p>20 Q That's quite all right. You only know 21 what you know.</p> <p>22 Thank you. I appreciate you answering 23 my questions directly.</p> <p>24 Well, that is all that I have unless</p>

1 anyone else has any follow-up.

2 (No response.)

3 MR. CONNOR: No. All right. Mr. Pong, thank
4 you very much for your time. At this time we are
5 going to ask you to either waive or reserve
6 signature.

7 What that means is you have the right to
8 review the transcript of this deposition to make
9 sure it accurately reflects what you said today.
10 You can't go back and change and say I wish I had
11 answered this differently. But you do have the
12 right to review it before signing off on it to make
13 sure it's accurate.

14 So you can reserve signature, in which
15 case you will have the right to review the
16 transcript, or you can just say that you are done
17 with it and waive signature. It's up to you.

18 THE WITNESS: We will waive it. Yes.
19 Everything I said is what I know. Sorry if it
20 wasn't as well as you would like.

21 MR. CONNOR: Don't be sorry. We decided to
22 ask you questions. You can only tell us what you
23 tell us.

24 Thank you very much for your time.

1 MS. WINE: Excuse me one minute. I know it
2 might be late. I was just looking at the proof of
3 claim that was submitted by Mr. Pong.

4 No, I will strike that. I have nothing
5 further.

6 MR. CONNOR: I think we are done, Mr. Pong.
7 Have a good morning.

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10 DEPOSITION CONCLUDED

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1 STATE OF ILLINOIS)

)SS:

2 COUNTY OF DU PAGE)

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4 I, PEGGY CURRAN, CSR, CRR, License
5 No. 084-002016, notary public within and for the
6 County of DuPage and State of Illinois, do hereby
7 certify that heretofore, to wit, on the 26th day of
8 October, 2021, RANDALL PONG personally appeared
9 before me as a witness in a cause now pending and
10 undetermined in the United States District Court,
11 Northern District of Illinois, Eastern Division,
12 wherein SEC is plaintiff and EquityBuild, Inc.,
13 et al., are defendants, No. 18-cv-5587.

14 I further certify that the said RANDALL
15 PONG was by me first virtually duly sworn to
16 testify to the truth, the whole truth and nothing
17 but the truth in the cause aforesaid before the
18 taking of his deposition; that the testimony given
19 was stenographically recorded in the presence of
20 said witness by me, and afterwards transcribed upon
21 a computer, and that the foregoing is a true and
22 correct transcript of said testimony.

23 I further certify that there were present
24 at the taking of the deposition the aforementioned

1 counsel.

2 I further certify that I am not counsel
3 for nor in any way related to any of the parties to
4 this suit, nor am I in any way interested in the
5 outcome thereof.

6 In testimony whereof, I have hereunto set
7 my hand and seal this 4th day of November, 2021.

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12 _____
13 Notary Public
14 DuPage County, Illinois
15 CSR No. 084-002016
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